

**CEREALS AND CEREAL PRODUCTS****BAKERY PRODUCTS****28801. Cookies. (F.D.C. No. 48649. S. Nos. 18-351/2 V.)**

**QUANTITY:** 30 cases, each containing 12 14-oz. bags of sugar cookies, and 15 cases, each containing 12 28-oz. bags of creme sandwich squares, at Houston, Tex.

**SHIPPED:** 2-4-63, from Marietta, Okla., by Julian Ball Industries, Inc.

**LABEL IN PART:** (Bag) "Little Brownie Ole Fashion Sugar Cookies In-  
gred: \* \* \* Baked and Packed for Little Brownie Bakers, Inc., Marietta,  
Okla., Houston, Texas," and (bag) "Little Brownie Marietta's Chocolate  
Flavored Creme Sandwich Squares \* \* \* 60 Cookies \* \* \* Baked and Packed  
for Little Brownie Bakers, Inc. Marietta, Okla., Houston, Texas."

**RESULTS OF INVESTIGATION:** Examination disclosed that the name and address  
of the distributor were inconspicuous, being nearly invisible due to being  
printed in white ink on a highly reflective yellow background color on a  
crimped paper fold-over label on the top of a cellophane bag.

**LIBELED:** 2-27-63, S. Dist. Tex.

**CHARGE:** 403(f)—when shipped, the information required to appear on the  
label under 403(e) (1), namely, the name and address of the distributor, was  
not prominently placed thereon with such conspicuousness (as compared with  
other words, statements, designs, and devices in the labeling) as to render  
it likely to be read by the ordinary individual under customary conditions  
of purchase and use.

**DISPOSITION:** 3-26-63. Default—delivered to a charitable institution.

**28802. Cookies and flour. (F.D.C. No. 48401. S. Nos. 45-286/7 V, 45-290/3 V,  
45-295/6 V, 45-943 V.)**

**QUANTITY:** 15 cases, each containing 12 2-lb. boxes of figbars, 17 cases,  
each containing 12 1½-lb. bags of gingersnaps, 9 cases, each containing 12  
2-lb. boxes of creme cookies, 32 cases, each containing 12 1½-oz. boxes of  
marshmallow pies (chocolate-flavored coating), 12 cases, each containing 12  
1½-oz. boxes of marshmallow pies (banana-flavored coating), 16 cases, each  
containing 12 1½-oz. boxes of marshmallow pies (cocoanut-flavored coating),  
434 25-lb. bags and 50 50-lb. bags of plain flour, and 203 25-lb. bags of  
self-rising flour, at Stuttgart, Ark., in possession of Grand Prairie Wholesale  
Grocer Co., Inc.

**SHIPPED:** Between 8-18-62 and 10-13-62, from Birmingham, Ala., Louisville,  
Ky., and Salina, Kans.

**LIBELED:** 12-7-62, E. Dist. Ark.

**CHARGE:** 402(a) (3)—contained insects and insect larvae, webbing, and excreta;  
and 402(a) (4)—held under insanitary conditions.

**DISPOSITION:** On 2-7-63, a default decree of condemnation was filed. On 3-14-  
63, upon the motion of an attorney for Grand Prairie Wholesale Grocery Co.  
of Stuttgart, Ark., a supplemental default decree of condemnation was filed  
which provided for sampling of the articles by the dealer and by the Govern-  
ment. After samples were taken, the articles were delivered to a charitable  
organization for use as stock feed.